

Commissioner for Patents United States Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450 www.uspto.gov

JAMES F. HALEY JR FISH & NEAVE 1251 AVENUE OF THE AMERICAS NEW YORK, NY 10020-1104

COPY MAILED SEP 0 5 2006 OFFICE OF PETITIONS

In re Patent No. 7,065,452

Issued: June 20, 2006

Application No.:09/431,469

November 1, 1999 Filed:

Attorney Docket No: VPI/95-09-DI ON PETITION

This is a regarding the "Notification of Loss of Small Entity Status under 37 CFR 1.27(g)(1)(and (2) for this Patent and Payment of Deficiency of Issue Fee" filed June 14, 2006, which will be treated as a petition under 37 CFR 1.28(c).

The petition is **GRANTED**.

By the instant petition, petitioner informs the USPTO that the inventive entity is not eligible for small status. The loss of small entity status is acknowledged and noted in the application file.

The application file will be directed to the Files Repository.

Telephone inquiries regarding this decision should be directed to the undersigned at (571) 272-3222.

Kenya A. McLaughlin

Petitions Attorney

Office of Petitions